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U.S. EPA Region 8

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RA's Office

Office of the Attorney General

Governor
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January 9, 2020

To: Mr. Gregory Sopkin
Regional Administrator, Region 8
U.S. Environmental Protection Agency
1595 Wynkoop Street
Denver, CO 80202-1129

Re: Attorney General's Statement to Accompany Wyoming's Underground Injection Control Program Class VI Primacy Application

Dear Mr. Sopkin,

I hereby certify, pursuant to my authority as Attorney General of Wyoming and in accordance with the Safe Drinking Water Act as amended and 40 CFR 145.24(a), that in my opinion the laws of the State of Wyoming to carry out the program set forth in the State UIC Program Description pursuant to 40 CFR 145.23 submitted by the Wyoming Department of Environmental Quality have been duly adopted and are enforceable. The specific authorities provided are contained in statutes or regulations that were lawfully adopted prior to the time this statement was signed.

The Wyoming Department of Environmental Quality has adequate authority to carry out the program set forth in the State UIC Program Description pursuant to the following statutes and regulations:

- Wyoming Environmental Quality Act, Wyoming Statutes §§ 35-11-101 to -2005 (specifically, Wyoming Statutes §§ 35-11-102 to -105, 35-11-109 to -110, 35-11-115, 35-11-301 to -303, 35-11-313 to -318, 35-11-701, 35-11-901, 35-11-1105, and 35-11-1106(a)(iv)); and
- Wyoming Water Quality Rules and Regulations, Chapter 24, "Class VI Injection Wells and Facilities Underground Injection Control Program."

January 9, 2020

Attorney General's Statement

Furthermore, I certify that the environmental audit privilege of the State of Wyoming does not affect the ability of the State of Wyoming to meet enforcement and information gathering requirements under the Safe Drinking Water Act because the State of Wyoming's statute governing the environmental audit privilege satisfies the requirements for federally authorized, delegated, or approved environmental programs.

Please contact my office if you have any questions about the information contained in this statement.

Sincerely,


Bridget Hill
Attorney General

1/9/2020
Date


James Kaste
Deputy Attorney General

1/9/2020
Date